Tuesday, November 25, 2003

STATEMENT OF PROCEEDINGS FOR THE REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B OF THE KENNETH HAHN HALL OF ADMINISTRATION 500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012

9:30 AM

Present: Supervisor Gloria Molina, Supervisor Zev Yaroslavsky, Superivsor Don

Knabe, Supervisor Michael D. Antonovich and Chair Yvonne Brathwaite

Burke

Invocation led by Pastor Dan Rodriguez, Southern California Dream Center Church of God, Pomona (1).

Pledge of Allegiance led by Richard Gershon, Adjutant, Eagle Rock Post No. 276, The American Legion (5).

THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD.

Video Transcript Link for Entire Meeting (03-1075)

Video Transcript

THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD.

NOTICES OF CLOSED SESSION

The Board met in Closed Session to discuss the following:

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

<u>Harris et al. v. Board of Supervisors et al.</u>, Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

NO REPORTABLE ACTION WAS TAKEN

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of Government Code Section 54956.9)

County of Los Angeles, et al. v. Association for Los Angeles Deputy Sheriffs, et al., Los Angeles Superior Court Case No. BC 303322 (Transferred to Orange County Superior Court)

This is a lawsuit brought by the County against the Association for Los Angeles Deputy Sheriffs for injunctive relief from strike activity by Deputy Sheriffs. (03-2924)

NO REPORTABLE ACTION WAS TAKEN

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of Government Code Section 54956.9)

Los Angeles Times Communications, LLC and Richard P. McKee v. Los Angeles County Board of Supervisors, Los Angeles Superior Court Case No. BS 075 075

This is a lawsuit alleging violations of the Ralph M. Brown Act (Government Code Section 54950 et seq.). (03-3250)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD AUTHORIZED LEGAL COUNSEL TO SEEK APPELLATE REVIEW AND RELIEF IN THE CALIFORNIA SUPREME COURT.

Absent:	None

Vote: No: Supervisor Molina and Supervisor Yaroslavsky

SET MATTERS

9:30 a.m.

Presentation of plaque to The Honorable Krystyna Tokarska-Biernacik commemorating her appointment as Consul General of Poland in Los Angeles County, as arranged by the Chair.

Presentation of scroll to Thomas J. Han, D.D.S., Wilshire Park Institute, in recognition of his contributions to the Second Supervisorial District's Mature Adults Program Community Roll-Out event, as arranged by Supervisor Burke.

Presentation of scroll to Chuck Henry, Director of Office of AIDS Programs and Policy (OAPP) proclaiming December 1, 2003 as "World AIDS Day" throughout Los Angeles County, as arranged by Supervisor Burke.

Presentation of scroll to Wayne Schumacker, Division Chief of the Facilities and Property Maintenance Division for the Department of Beaches and Harbors, in recognition of his heroic action for saving a motorist from a burning vehicle, as arranged by Supervisor Knabe.

Presentation of scroll to Cydney Smith, Program Manager of the Adolescent Intervention, Treatment and Recovery Program, commending the program on its success in raising awareness and educating at-risk youths in the Antelope Valley, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (03-3272)

S-1.11:30 a.m.

Health Department Budget Committee of the Whole/Joint Meeting of the Board of Supervisors: (Continued from meeting of 11-18-03 at the request of the Director of Health Services.)

Report by the Director of Health Services on the financial status of the Department. (03-3245)

DR. THOMAS GARTHWAITE, DIRECTOR OF HEALTH SERVICES AND FRED LEAF, CHIEF OPERATING OFFICER, DEPARTMENT OF HEALTH SERVICES MADE A VERBAL PRESENTATION ON THE DEPARTMENT OF HEALTH SERVICES' FISCAL OUTLOOK AND THE STATUS OF ACTIVITIES RELATED TO THE IMPLEMENTATION OF SCENARIO III OF THE DEPARTMENT'S SYSTEM REDESIGN PLAN, AS DETAILED IN THE MEMORANDUM DATED NOVEMBER 19, 2003. JAMES LOTT, REPRESENTING THE HOSPITAL ASSOCIATION OF SOUTHERN CALIFORNIA ALSO ADDRESSED THE BOARD.

AFTER DISCUSSION, THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO REPORT BACK TO THE BOARD BY DECEMBER 15, 2003 ON ITS ACTION PLAN TO ACHIEVE COMPLIANCE WITH THE AB 394 NURSE STAFFING RATIOS:
- 2. CONTINUED TO DECEMBER 2, 2003, SUPERVISOR ANTONOVICH'S RECOMMENDATION TO SEND A FIVE-SIGNATURE LETTER TO THE GOVERNOR TO SEEK TEMPORARY REGULATORY AND/OR LEGISLATIVE RELIEF FOR THE NURSE STAFFING MANDATES UNTIL THE IMPACT ON CAPACITY IS FULLY UNDERSTOOD ON AB 394 NURSE STAFFING RATIOS; AND

IN ADDITION, AT THE REQUEST OF SUPERVISOR YAROSLAVSKY, THE BOARD SCHEDULED THE NEXT HEALTH DEPARTMENT BUDGET COMMITTEE OF THE WHOLE/JOINT MEETING OF THE BOARD ON TUESDAY, JANUARY 13, 2004, AND INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO PROVIDE A STATUS REPORT ON SCENARIO III OF THE DEPARTMENT'S SYSTEM REDESIGN PLAN.

See Supporting Document
<u>/ideo</u>
See Final Action

Absent: None

Vote: Unanimously carried

STATEMENT OF PROCEEDINGS FOR THE MEETING OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE COUNTY OF LOS ANGELES TUESDAY, NOVEMBER 25, 2003 9:30 A.M.

1-D. Hearing on approval of a 10-year lease agreement between the Commission and the Associated League of Mexican Americans (ALMA) for a total of 13,120 sq ft of Commission-owned property located at 4701 East Cesar E. Chavez Ave., unincorporated East Los Angeles (1), at an initial annual cost to the ALMA of \$158,679, for operation of ALMA Family Services which will provide mental health services, family and peer, after school enrichment, child care services and aquatic programs; and to authorize the Executive Director to execute all duties and actions as landlord pursuant to the terms of the lease, and to sign all necessary documents to execute the lease of the property to ALMA. (03-3163)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED THE REVISED LEASE AGREEMENT BETWEEN THE COMMISSION AND THE ASSOCIATED LEAGUE OF MEXICAN AMERICANS (ALMA) FOR A TOTAL OF 13,120 SQ FT OF COMMISSION-OWNED PROPERTY LOCATED AT 4701 EAST CESAR E. CHAVEZ AVE., UNINCORPORATED EAST LOS ANGELES (1), AT AN INITIAL ANNUAL COST TO THE ALMA OF \$158,679, FOR OPERATION OF ALMA FAMILY SERVICES WHICH WILL PROVIDE MENTAL HEALTH SERVICES, FAMILY AND PEER, AFTER SCHOOL ENRICHMENT, CHILD CARE SERVICES AND AQUATIC PROGRAMS FOR RESIDENTS OF EAST LOS ANGELES AND ADJOINING COMMUNITIES; AND
- 2. AUTHORIZED THE EXECUTIVE DIRECTOR TO EXECUTE ALL DUTIES AND ACTIONS AS LANDLORD PURSUANT TO THE TERMS OF THE LEASE, AND TO SIGN ALL NECESSARY DOCUMENTS TO EXECUTE THE LEASE OF THE PROPERTY TO ALMA.

See Supporting Document	
Video	
Video	
Absent:	None
Vote:	Unanimously carried
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2-D. Hearing on approval of a 10-year lease agreement between the Commission and the County, for a total of 10,073 sq ft of Commission-owned property located at 4701 East Cesar E. Chavez Ave., unincorporated East Los Angeles (1), at an initial annual cost to the County of \$145,051.20, to relocate the Department of Mental Health's Family Health Center which will house approximately 37 full-time employees and provide child, adolescent, and adult mental health therapy and rehabilitation services for residents of East Los Angeles and adjoining communities; and to authorize the Executive Director to execute all duties and actions as landlord pursuant to the terms of the lease, and to sign all necessary documents to execute the lease of the property to the County. (Relates to Agenda No. 21) (03-3265)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED A 10-YEAR LEASE AGREEMENT BETWEEN THE COMMISSION AND THE COUNTY, FOR A TOTAL OF 10,073 SQ FT OF COMMISSION-OWNED PROPERTY LOCATED AT 4701 EAST CESAR E. CHAVEZ AVE., UNINCORPORATED EAST LOS ANGELES (1), AT AN INITIAL ANNUAL COST TO THE COUNTY OF \$145,051.20, TO RELOCATE THE DEPARTMENT OF MENTAL HEALTH'S FAMILY HEALTH CENTER WHICH WILL HOUSE APPROXIMATELY 37 FULL-TIME EMPLOYEES AND PROVIDE CHILD, ADOLESCENT, AND ADULT MENTAL HEALTH THERAPY AND REHABILITATION SERVICES FOR RESIDENTS OF EAST LOS ANGELES AND ADJOINING COMMUNITIES; AND
- 2. AUTHORIZED THE EXECUTIVE DIRECTOR TO EXECUTE ALL DUTIES AND ACTIONS AS LANDLORD PURSUANT TO THE TERMS OF THE LEASE, AND TO SIGN ALL NECESSARY DOCUMENTS TO EXECUTE THE LEASE OF THE PROPERTY TO THE COUNTY.

See Supporting	Document
<u>Video</u>	

Absent:

None

Vote:	Unanimously carried
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PUBLIC HEARINGS 1 - 8

1. Sale at public auction of County-owned surplus real property located at 8019 Compton Ave., unincorporated South Los Angeles (2), at a minimum bid of \$570,000. (03-2973)

CONTINUED WITHOUT DISCUSSION TO DECEMBER 16, 2003 AT 9:30 A.M.

See Supporting Document
See Final Action

Absent: None

Vote: Common Consent

2-Hearing on annexation of territories (Petition Nos. 54-300, 156-1101, and 112-702) to County Lighting Maintenance District 1687 and to County Lighting District LLA-1, Unincorporated Azusa area (1); and to levy and collect annual assessments within the annexed territories for street lighting purposes, with a base annual assessment rate of \$5 for a single-family residence for Fiscal Year 2004-05; also adoption of Joint Resolution approving and accepting the exchange of property tax revenues resulting from the annexation of territories. (Continued from meeting of 10-28-03) (03-2570)

THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ASSESSMENTS FOR EACH TERRITORY IN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE; AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

See Supporting Document
See Final Action
Video
Video

Absent:	None	
Vote:	Unanimously carried	

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE CHAIR:

- 1. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ANNEXATIONS OR ASSESSMENTS;
- 2. MADE A FINDING THAT THE ANNEXATIONS AND ASSESSMENTS ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES, PURCHASING SUPPLIES, EQUIPMENT OR MATERIALS; MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS; AND OBTAINING FUNDS FOR CAPITAL PROJECTS, INCLUDING THE INSTALLATION, OPERATION AND MAINTENANCE OF STREET LIGHTS NECESSARY TO MAINTAIN SERVICE WITHIN THE ANNEXED AREAS; AND ARE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL ACT:
- 3. ADOPTED THE RESOLUTION ORDERING ANNEXATION OF TERRITORIES TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, PETITION NOS. 54-300, 156-1101 AND 112-702 AND THE LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORIES FOR FISCAL YEAR 2004-05: AND
- 4. ADOPTED THE JOINT RESOLUTION APPROVING AND ACCEPTING THE EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF TERRITORIES TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND TO COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, PETITION NOS. 54-300, 156-1101, AND 112-702.

See Supporting Document
See Final Action
Video
Video

Absent:	None
Vote:	Unanimously carried

3. Hearing to acquire, by eminent domain, property necessary to construct an elevated one-story Library facility with on-site parking available for patrons and employees to be located at-grade beneath the library, located at 122 North Topanga Canyon Blvd., in the unincorporated community of Topanga (3); also approve the Mitigated Negative Declaration for the Topanga Library Project; find that the project will not have a significant effect on the environment, and that the ND reflects the independent judgment of the County; adopt the Mitigation Monitoring and Reporting Program prepared for the project. (03-3263)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. CONSIDERED AND ADOPTED THE MITIGATED NEGATIVE DECLARATION PREPARED FOR THE PROJECT TOGETHER WITH COMMENTS RECEIVED DURING THE PUBLIC REVIEW PROCESS; MADE A FINDING THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT; AND THAT THE MITIGATED NEGATIVE DECLARATION REFLECTS THE INDEPENDENT JUDGMENT OF THE COUNTY;
- 2. ADOPTED THE MITIGATION MONITORING AND REPORTING PROGRAM TO ENSURE COMPLIANCE WITH THE CONDITIONS ADOPTED TO MITIGATE OR AVOID SIGNIFICANT EFFECTS ON THE ENVIRONMENT; AND
- 3. ADOPTED THE RESOLUTION OF NECESSITY TO ACQUIRE, BY EMINENT DOMAIN, REAL PROPERTY LOCATED AT 122 NORTH TOPANGA BLVD., FOR THE TOPANGA LIBRARY PROJECT.

See Supporting Document See Final Action Video Video Video Video Video	
Absent:	None
Vote:	Unanimously carried
Telegraph Road, unincorporated locategorically exempt from the pro (03-3076)	ns, a portion of Valley View Avenue, southwest of La Mirada area (4); and find that the vacation is visions of the California Environmental Quality Act.
1. MADE A FINDING THAT THE EXEMPT FROM THE PROVIS QUALITY ACT, AND THAT T	PROPOSED VACATION IS CATEGORICALLY SIONS OF THE CALIFORNIA ENVIRONMENTAL HE PUBLIC CONVENIENCE AND NECESSITY ON AND EXCEPTION OF EASEMENTS AND
RESERVATIONS AND INSTR	N ORDERING THE VACATION WITH RUCTED THE DIRECTOR OF PUBLIC WORKS FION WITH THE REGISTRAR-RECORDER/
See Supporting Document See Final Action Video Video Video Video	
Absent:	None

Vote:	Unanimously carried
Road, unincorporate	with reservations, a portion of Cold Canyon Road, north of Piuma and Monte Nido area (3); and find that the vacation is categorically visions of the California Environmental Quality Act. (03-3079)
THE BOARD CLOS	ED THE HEARING AND TOOK THE FOLLOWING ACTIONS:
EXEMPT FROM QUALITY ACT,	G THAT THE PROPOSED VACATION IS CATEGORICALLY THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL AND THAT THE PUBLIC CONVENIENCE AND NECESSITY RESERVATION AND EXCEPTION OF EASEMENTS AND
RESERVATION	RESOLUTION ORDERING THE VACATION WITH S AND INSTRUCTED THE DIRECTOR OF PUBLIC WORKS ID RESOLUTION WITH THE REGISTRAR-RECORDER/
See Supporting Docu See Final Action Video Video Video	<u>ment</u>
Absent:	None
Vote:	Unanimously carried
• •	5-year Countywide water pipeline franchise to Lake Elizabeth any to renew existing franchise allowing transportation and

delivery of water in the unincorporated area of Lake Elizabeth. (03-3095)

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THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. AWARDED A 15-YEAR COUNTYWIDE WATER PIPELINE FRANCHISE TO LAKE ELIZABETH MUTUAL WATER COMPANY RENEWING AN EXISTING FRANCHISE ALLOWING THE TRANSPORTATION AND DELIVERY OF WATER IN THE UNINCORPORATED AREA OF LAKE ELIZABETH; AND
- 2. ADOPTED ORDINANCE NO. 2003-0086F ENTITLED, "AN ORDINANCE GRANTING A WATER PIPELINE FRANCHISE TO LAKE ELIZABETH MUTUAL WATER COMPANY FOR THE TRANSPORTATION AND DISTRIBUTION OF WATER." THIS ORDINANCE SHALL TAKE EFFECT DECEMBER 25, 2003 AND BE OPERATIVE FEBRUARY 8, 2004.

See Supporting Document	
See Final Action	
<u>Video</u>	
<u>Video</u>	
<u>Video</u>	
Absent:	None
Vote:	Unanimously carried
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7-Hearing on amendments to Title 32 - Fire, to clarify certain provisions which were previously incorporated, add back certain provisions inadvertently omitted, delete certain provisions inadvertently included in the 2002 amendments to Title 32 and make minor editorial corrections. (03-3105)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PROJECT IS EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND
- 2. ADOPTED ORDINANCE NO. 2003-0087 ENTITLED, "AN ORDINANCE AMENDING TITLE 32 FIRE CODE OF THE LOS ANGELES COUNTY CODE." THIS ORDINANCE SHALL TAKE EFFECT DECEMBER 25, 2003 AND BE OPERATIVE NOVEMBER 25, 2003.

See Supporting Document
See Final Action
Video

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9. Recommendation by Supervisor Burke: Declare support for the issuance of a commemorative United States Postage Stamp in honor of Marvin Gaye, and instruct the Executive Officer of the Board to send a letter to the Chairperson of the Citizens Stamp Advisory Committee and the Postmaster General urging them to approve the issuance of such a stamp. (03-3296)

APPROVED

See	Sup	porting	Document
See	Fina	I Action	<u> </u>

Absent:	None	
Vote:	Unanimously carried	
10. Recommendation as submitted by Supervisor Burke: Proclaim December 1, 2003 as "World AIDS Day" throughout Los Angeles County and urge all citizens to take part activities and observances designed to increase awareness and understanding of HIV/AIDS as a global challenge, including HIV/AIDS prevention activities and programs, and to join the global effort to prevent the further spread of HIV/AIDS. (03-3279)		
APPROVED		
See Supporting Document See Final Action		
Absent:	None	
Vote:	Unanimously carried	
11. Recommendation as submitted by Supervisors Knabe and Burke: Oppose any efforts by out-of-state cities to move the Los Angeles Air Force Base located in the City of El Segundo out of California to another state; also oppose any efforts to put the Base on the Federal base closure list; and instruct the County's Legislative Advocates in Washington, D.C. to make these issues a top priority and to work to implement the plan of opposition that is currently being formulated so that key Federal elected representatives, officials in the Administration and the Department of Defense are made aware of the Board's position. (03-3286)		
APPROVED		
See Supporting Document See Final Action		
Absent:	None	
Vote:	Unanimously carried	

12. Recommendation as submitted by Supervisors Knabe and Burke: Instruct the Directors of Health Services and Public Health to report to the Board at the November 25, 2003 meeting with a comprehensive plan to address the issues raised by the KNBC investigative report regarding the deplorable conditions in a number of apartments in the County that are inspected by the County's Environmental Health inspectors, including how information about the buildings can be made readily available to tenants and how to assure that rental properties are not allowed to continue operating year after year with health code violations. (03-3293)

THE BOARD INSTRUCTED THE DIRECTORS OF HEALTH SERVICES AND PUBLIC HEALTH TO REPORT BACK TO THE BOARD AT THE JANUARY 13, 2004, BOARD MEETING WITH THE FOLLOWING:

- A. THE PROPOSED MODIFICATION OF THE COUNTY ORDINANCE RELATING TO THE TIMES OF DAY AND/OR EVENINGS THAT COUNTY ENVIRONMENTAL HEALTH INSPECTORS ARE ALLOWED TO EXAMINE DWELLINGS:
- B. THE ABILITY OF THE COUNTY TO ENFORCE ADMINISTRATIVE FINES ON OWNERS OF RENTAL DWELLINGS THAT ARE IN VIOLATION OF HEALTH AND SAFETY CODES; AND
- C. HOW ADMINISTRATIVE FINES WILL BE HANDLED WITHIN THE UNINCORPORATED AREAS OF THE COUNTY.

See Supporting Document
Video
See Final Action

Absent:	None
Vote:	Unanimously carried

13. Recommendation as submitted by Supervisor Knabe: Request the Assessor and the Treasurer and Tax Collector to work together and report back within 30 days with a plan to place a representative from the Office of the Treasurer and Tax Collector in each of the five Supervisorial District Assessor's Offices to collect tax payments during the months when property tax bills are due. (03-3276)

APPROVED

See	Sup	porting	Document
See	Fina	al Action	n

Absent:	None
Vote:	Unanimously carried
amount of \$998, rental fees for the \$200, and use of Burton Chace Papermit fee in amount of \$100, excluded Rey Holiday Boat Parade Comheld on the main channel in Marin Director of Beaches and Harbors to Department of Beaches and Harbors	Supervisor Knabe: Waive visitor boat dock fees in a Chace Park Community Building in amount of ark's parking lot in amount of \$200, and the alcohol uding the cost of liability insurance, for the Marina amittee's 41st Annual Holiday Boat Parade to be a del Rey on December 13, 2003; and instruct the to assist with all applicable permits for the lors, the Marina Sheriff's Department, the U.S. and Auxiliary, the California Highway Patrol and the Pacific Division. (03-3271)
APPROVED See Supporting Document See Final Action	
Absent:	None
Vote:	Unanimously carried
Administrative Office of Emergence the Fire Chief to work with the Cor Community and Senior Services a	Supervisor Antonovich: Instruct the Chief by Management, in consultation with the Sheriff and mmission on Disabilities and the Departments of and Public Social Services to study the feasibility of ion system for disabled citizens, and report back to 0)
APPROVED	
See Supporting Document See Final Action	
Absent:	None

Board of Supervisors Statement of Proceedings f	for 11/25/2003
Vote:	Unanimously carried
46 December and attended a culture	oittad by Cymaniaan Antonoviab, Dooffing the Doordia
intention to continue with t	hitted by Supervisor Antonovich: Reaffirm the Board's he Geographic Information System (GIS) marketing Assessor and the Director of Public Works to take the 1)
to obtain initial and updat	er law enforcement agencies in Los Angeles County ted GIS data, parcel data information and aerial the County for the GIS database, for exclusive use as air support operations;
license agreement that c	ment agencies receiving the GIS System execute a learly defines and limits the law enforcement mation to air support activities and prohibit the fithe information; and
•	only to those law enforcement agencies that have with the Los Angeles County Sheriff's Department.
APPROVED	
See Supporting Document See Final Action	
Absent:	None
Vote:	Unanimously carried
Auditor-Controller to work investigation into the Depa enforcement program and Services to evaluate a sys	nitted by Supervisor Antonovich: Instruct the with the Director of Health Services to conduct a full artment of Health Services' housing inspection and rating procedures; and instruct the Director of Health stem that allows public access to inspection reports and eport back to the Board within 14 days. (03-3295)
APPROVED	
See Supporting Document See Final Action	
Absent:	None

Vote:

Absent:

Vote:

18. Recommendation as submitted by Supervisor Antonovich: Declare December 1, 2003 as "Cherish the Child Day" throughout Los Angeles County; and request the Los Angeles County Children's Planning Council to disseminate to each community member within the eight Service Planning Areas and the American Indian Council, a calendar to be developed by the Cherish the Child Group, which will list free events and family outings where parents and children can enjoy happy, family-building time together. (03-3287)
APPROVED
See Supporting Document
See Final Action

Unanimously carried

19. Recommendation as submitted by Supervisor Molina: Enact an immediate policy

limiting the abuse of the Ralph M. Brown Act by prohibiting disruptive members of the public to hold more than one item after the majority of the Board has determined that his/her actions are inappropriate and indeed disruptive. (03-3283)

Unanimously carried

None

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. ORDERED THAT, EFFECTIVE IMMEDIATELY, SECTIONS 10, 37, AND 39 OF THE RULES OF THE BOARD BE AMENDED TO REFLECT THE FOLLOWING ADDITIONS:
 - A. LIMIT THE ABUSE OF PUBLIC SPEAKING PRIVILEGES BY ALLOWING THE CHAIR, OR THE BOARD UPON A VOTE, TO REMOVE A PERSON WHO IS BEING DISRUPTIVE FROM THE MEETING;
 - B. ALLOW THE CHAIR, OR THE BOARD UPON A VOTE, TO PROHIBIT SUCH PERSONS FROM SPEAKING AT FUTURE PUBLIC BOARD MEETINGS FOR UP TO 90 DAYS, BASED ON THE NUMBER AND SEVERITY OF PRIOR INCIDENTS OF DISRUPTIVE CONDUCT;
 - C. CONFORM THE BOARD'S CURRENT PRACTICE OF LIMITING EACH SPEAKER TO THREE MINUTES PER MEETING:

- D. DELETE THE LIMITATION THAT PEOPLE BE HEARD ONLY ON ONE ITEM PER MEETING; AND
- 2. INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER AND EXECUTIVE OFFICER OF THE BOARD TO ENSURE THAT THE NEW BOARD RULES ARE AVAILABLE TO THE PUBLIC, INCLUDING ON THE COUNTY WEBSITE.

See Supporting Documer Video Video (part 2) Video (part 3) Video (part 4)amendmen See Final Action		
Absent:	None	
Vote:	Abstentions: Supervisor Antonovich	
20. Recommendation as submitted by Supervisor Molina: Waive the \$150 per room, per day fee for use of various court rooms, Attorney Conference Room and Jury Assembly Room and the \$180 parking per day fee, excluding the cost of liability insurance, for the Southwestern University School of Law's Trial Advocacy Competition, to be held at the Central Courthouse on December 6, 2003, March 20 and 25, 2004 and May 1, 2004. (03-3288)		
APPROVED		
See Supporting Documer See Final Action	<u>nt</u>	
Absent:	None	
Vote:	Unanimously carried	

ADMINISTRATIVE OFFICER (Committee of Whole) 21 - 23

21. Recommendation: Approve and instruct the Chair to sign a 10-year lease agreement with the Community Development Commission to rent 10,073 rentable sq ft of office and clinic space at the East Los Angeles Family Resource Center, located at 4701 East Cesar Chavez Avenue, unincorporated area of East Los Angeles (1), to relocate the Department of Mental Health's Family Mental Health Center from the Roybal Health Center, at an initial annual cost of \$145,051, plus an initial one-time cost of \$535,945 for tenant improvements, fully financed by State and Federal funds, to continue to provide child, adolescent and adult mental health therapy and rehabilitation services for residents of East Los Angeles and adjoining communities; approve project and authorize the Chief Administrative Officer and Director of Mental Health to implement the project, effective upon Board approval and execution by the Executive Director of the Community Development Commission; and find that lease is exempt from the California Environmental Quality Act. (Relates to Agenda No. 2-D) (03-3262)

APPROVED

Video

See Supporting Document

Absent: None

Vote: Unanimously carried

22. Recommendation: Approve grant of easement to Cypress Food Ventures, Inc. over a portion of the property located at 1326 W. Imperial Highway, Los Angeles (2) for ingress and egress and instruct the Chair to execute the Easement Deed; authorize the Auditor-Controller to deposit the sum of \$38,000, received as consideration for grant of the easement, into the Asset Development Implementation Fund; and find that the proposed conveyance of easement is exempt from the California Environmental Quality Act. (03-3261)

None

APPROVED

Absent:

See Supporting Document

Vote: Unanimously carried

23. Recommendation: Approve introduction of ordinance to extend the term of the petroleum pipeline franchise granted to Union Oil Company through December 31, 2004, and to correct the Franchisee's name to its full name, Union Oil Company of California, a California corporation; and find that project is exempt from the California Environmental Quality Act. (Relates to Agenda No. 30) (03-3264)

APPROVED

See Supporting Document
See Final Action
Video
Video

Absent:	None
Vote:	No: Supervisor Molina

HEALTH SERVICES (Committee of Whole) 24 - 26

24. Recommendation: Approve and instruct the Director to sign agreements with AltaMed Health Services Corporation and Palms Residential Care Facility, to develop community consortia participation in the early diagnosis and treatment of HIV/AIDS serving the African-American and Latino communities, at a total cost of \$1,500,000, offset by \$1,200,000 in Federal funds, with a net County cost of \$300,000, effective upon Board approval through November 30, 2006. (03-3278)

APPROVED AS AMENDED TO INCLUDE THE FOLLOWING LANGUAGE:

PRIOR TO EXECUTING THE AGREEMENTS, THE DIRECTOR SHALL ASSURE THAT THE AGREEMENTS SPECIFY THAT NO FEDERAL FUNDS SHALL BE USED TO REIMBURSE THE CONTRACTORS FOR ACTIVITIES WHICH ARE PERMISSIBLE UNDER FEDERAL LAW AND THAT THE AGREEMENTS CONTAIN A METHODOLOGY BY WHICH THE REIMBURSEMENT CAN BE TRACKED AND IS INDEPENDENTLY AUDITED BY THE AUDITOR-CONTROLLER TO ASSURE COMPLIANCE WITH THIS LIMITATION.

See Supporting Document

Video (part 3) See Final Action		
Absent:	None	
Vote:	Unanimously carried	
25. Recommendation: Approve and instruct the Chair to sign amendment to agreement with Medquist Transcriptions, LTD, to extend the term for six months, on a month-to-month basis, and to add newly required standard County contract provisions, for continuation of medical transcription services for Martin Luther King, Jr./Drew Medical Center, at an estimated County cost of \$105,832, effective December 1, 2003 through May 31, 2004, pending completion of a Request For Proposals process. (03-3280)		
APPROVED AGREEMENT NO. 71386, SUPPLEMENT 1		
See Supporting Document		
Absent:	None	
Vote:	Unanimously carried	
26. Recommendation: Approve and instruct the Chair to sign amendment to agreement to approve the delegation of duties and assignment of rights of agreement from the Transcriptionist to Medimax Corporation, retroactive to April 1, 2003, and to extend the term of the agreement through May 31, 2004, at an estimated cost of \$30,000, pending completion of a Request For Proposals process. (03-3292)		
APPROVED AGREEMENT NO. 71757, SUPPLEMENT 1		
See Supporting Document		
Absent:	None	

None

Absent:

Vote:	Unanimously carried	
MISCELLANEOUS	OMMUNICATION 29	
recommendation: Los Angeles Compand instruct the Authe Sheriff's Depa	Contract Cities Liability Trust Fund Claims Board's uthorize settlement of case entitled, Shanara Batiste v. County of on Superior Court Case No. TC 015 567, in amount of \$375,000; litor-Controller to draw a warrant to implement this settlement from ment's Liability Trust Fund-Compton. (Continued from meeting of uest of County Counsel) (03-3193)	
See Supporting Doc	<u>nent</u>	
Absent:	None	
Vote:	Unanimously carried	
ORDINANCE FOR I	TRODUCTION 30	
granted to Union Franchisee's nam	duction to extend the term of the petroleum pipeline franchise il Company through December 31, 2004, and to correct the to its full name, Union Oil Company of California, a California es to Agenda No. 23) (03-3268)	
INTRODUCED, W	IVED READING AND PLACED ON AGENDA FOR ADOPTION	
SeeSupportingDocu See Final Action Video	<u>ent</u>	
Absent:	None	

Vote:	No: Supervisor Molina
SEPARATE MATTER	<u>31</u>
(Sierra) corrective act HIPAA Transactions a the compliance deadli	formation Officer regarding the status of Sierra Systems, Inc.'s on plan, based on Sierra's failure to deliver an integrated nd Code Sets system for the Department of Mental Health by ne of October 16, 2003, as requested by Supervisor eting of November 12, 2003. (03-3258)
DATED NOVEMBER SYSTEMS, INC.'S (S CONTRACT INTO CO AN INTEGRATED HI	D BY JON FULLINWIDER, CHIEF INFORMATION OFFICER, 23, 2003, REGARDING THE STATUS OF THE SIERRA ERRA) CORRECTIVE ACTION PLAN, TO BRING THE IMPLIANCE, BASED ON SIERRA'S FAILURE TO DELIVER PAA TRANSACTIONS AND CODE SETS SYSTEM FOR THE ENTAL HEALTH BY THE COMPLIANCE DEADLINE OF
DIRECTORS OF HEAT THEIR CURRENT WO	RMED THE ABILITY OF THE SHERIFF, AND THE LTH SERVICES AND MENTAL HEALTH TO CONTINUE ORK WITH SIERRA SYSTEMS, INC., HOWEVER, NO NEW ONTRACTOR CAN BE INITIATED UNTIL ALL CURRENT OF COMPLETED.
See Supporting Docume Video See Final Action	<u>nt</u>
Absent:	None
Vote:	Unanimously carried
MISCELLANEOUS	

- 32. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.
- **32-A.** Recommendation as submitted by Supervisor Antonovich: Establish a reward in amount of \$10,000 for any information leading to the arrest and conviction of suspect David A. Garcia, for fatally shooting twenty-six-year-old Burbank Police Officer Matthew Pavelka during a routine stop on San Fernando Blvd. near Buena Vista St., on Saturday, November 15, 2003 at approximately 6:30 p.m. (03-3327)

APPROVED

Vote:

See Supporting Document

See Final Action	
Absent:	None

32-B. Recommendation as submitted by Supervisor Antonovich: Request the Director of Children and Family Services and the Executive Director of the Children's Law Center to report to the Board at the meeting of November 25, 2003 on the development of the Education Coordinating Council and how the serious deficiencies noted in non-public schools are being addressed. (03-3346)

Unanimously carried

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. REQUESTED THE DIRECTOR OF CHILDREN AND FAMILY SERVICES AND THE EXECUTIVE DIRECTOR OF THE CHILDREN'S LAW CENTER TO DEVELOP PERFORMANCE MEASUREMENTS TO ASSURE THAT SOCIAL WORKERS, GROUP HOME PROVIDERS AND CAREGIVERS ATTEND TO THE EDUCATIONAL NEEDS OF THE FOSTER YOUTH;
- 2. INSTRUCTED THE ACTING SUPERINTENDENT OF SCHOOLS, CHIEF PROBATION OFFICER, DIRECTOR OF CHILDREN AND FAMILY SERVICES AND THE CHIEF ADMINISTRATIVE OFFICER, IN COLLABORATION WITH THE CHILDREN'S LAW CENTER TO:
 - A. SEEK AND SUPPORT LEGISLATIVE REFORMS TO ESTABLISH MONITORING, OVERSIGHT AND PERFORMANCE MEASURES RELATED TO THE CURRICULUM AND THE QUALITY OF TEACHERS IN THE CLASSROOM;
 - B. EXPLORE THE FEASIBILITY OF USING THE SYBIL BRAND COMMISSION FOR INSTITUTIONAL INSPECTIONS OR OTHER OVERSIGHT ENTITY TO CONDUCT MONTHLY INSPECTIONS OF

THE NONPUBLIC SCHOOLS AFFILIATED WITH GROUP HOMES;

- 3. REQUESTED THE AUDITOR-CONTROLLER, STATE ATTORNEY
 GENERAL AND THE DISTRICT ATTORNEY TO INVESTIGATE THE
 NONPUBLIC SCHOOLS FEATURED IN THE NOVEMBER 20, 2003 KCBS
 REPORT FOR POTENTIAL MISUSE OF PUBLIC FUNDS; AND
- 4. INSTRUCTED THE AUDITOR-CONTROLLER AND THE DIRECTOR OF CHILDREN AND FAMILY SERVICES TO EVALUATE THE NONPUBLIC SCHOOLS AFFILIATED WITH GROUP HOMES AND REPORT BACK QUARTERLY TO THE BOARD IN REGARDS TO ANY VIOLATIONS OF THE LAW, MISUSE OF FUNDS OR IMPROPER PRACTICES.

See Supporting Document Video See Final Action Absent: None Vote: Unanimously carried **32-C.** Director of Public Works' recommendation: Acting as the governing body of the County Flood Control District, find that public interest and necessity demand immediate action to construct debris barriers at several locations to provide protection to downstream facilities from mudflows resulting from the recent Padua Fire; adopt resolution authorizing the Director to negotiate and execute contracts on behalf of the County, in amount not to exceed a total of \$350,000, to procure the necessary equipment, services and supplies for the modifications necessary to ensure effective operation of the flood control facilities and to prevent potential damage to downstream improvements, which could be caused by mudflows during the upcoming storm season; and find that project is exempt from the California Environmental Quality Act. **4-VOTES** (03-3318) **APPROVED** See Supporting Document Absent: None Vote: Unanimously carried

- 33. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.
- 33-A. Recommendation as submitted by Supervisor Antonovich: Instruct the Interim Director of Internal Services Department was instructed to work with the Chief Administrative Officer's Environmental Health and Safety Unit, the Pasadena Health District, and the Director of Health Services and report back in thirty (30) days with a comprehensive report on the findings on the conditions at the courthouse and corrective action plan; and work with the impacted departments at the courthouse and the Court to assure that proper reporting protocols are in place in order for appropriate personnel to be notified of unsafe/hazardous conditions at the courthouse in the future. (03-3408)

APPROVED

See Final Action

See Supporting Document	
Absent:	None
Vote:	Unanimously carried

33-B. Introduced for discussion and placed on the agenda of December 2, 2003, for discussion:

Recommendation as submitted by Supervisor Knabe: Instruct the Director of Health Services, in conjunction with County Counsel, to report back to the Board within 30 days on ways to improve and strengthen disease reporting procedures and requirements. (03-3373)

See Supporting Document Video

36. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

ETHEL L. JOHNSON ADDRESSED THE BOARD. (03-3400)

Video

37. Adjourning Motions

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Burke

Claude Trenier

Supervisor Yaroslavsky and All Board Members

Rachel Ratner Rosalind Rogers

Supervisor Yaroslavsky

Cantor Isaac Behar

Supervisor Knabe and All Board members

Sergeant First Class Kelly Martin Bolor (also Lower County Flags on Wednesday, November 26, 2003)

Ramon Gutierrez

Supervisor Knabe

Wilbur Andrews
Ray Ferrin
Arthur Loren Golphenee
Carmen Jones
Barbara Evelyn Scully
Kenneth Lawson Van Doren

Supervisor Antonovich

Bonnie Jean Day Derald D. Etherton Dana Keith Fincher Howard Hawkins Ruth Hershow Ruth Waldo Newhall Stella C. Pielech James M. Skalicky Warren Spahn (03-3398)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER DISCUSSION AND ACTION BY THE BOARD.

A-1. Continue local emergencies as a result of the discovery of an infestation of fruit flies, as proclaimed on August 8, 1989 and May 10, 1990; continue local emergency as a result of a fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002; continue local emergency as a result of multiple fires in and around the Cities of Claremont and La Verne, as

proclaimed by the Chief Administrative Officer on October 26, 2003 and ratified by the Board on October 28, 2003; also continue local emergency as a result of flooding in the Cities of Los Angeles, Compton, and the unincorporated areas of Watts and Willowbrook as proclaimed by the Chair on November 12, 2003 and ratified by the Board on November 18, 2003. **Documents on file in Executive Office.**

REVIEWED AND CONTINUED

See Final Action

A-2. Report from the Chief Administrative Officer regarding the current status of the State Budget activities for Fiscal Year 2003-04; and consideration and approval of appropriate actions to support or oppose all or portions of any State Budget package for Fiscal Year 2003-04 under consideration by the Legislature and the Governor.

THE CHIEF ADMINISTRATIVE OFFICER, MADE A VERBAL PRESENTATION ON THE 2003-04 STATE BUDGET AND THE IMPACT THE REPEAL OF THE VEHICLE LICENSE FEE WILL HAVE ON LOS ANGELES COUNTY'S BUDGET. AFTER DISCUSSION, NO ACTION WAS TAKEN.

See Final Action Video

Closing 38

38. Open Session adjourned to Closed Session at 2:35 p.m. following Board Order No. 37 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et. al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

<u>Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al.,</u> Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at

LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

CS-2.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

County of Los Angeles, et al. v. Association for Los Angeles Deputy Sheriffs, et al., Los Angeles Superior Court Case No. BC 303322 (Transferred to Orange County Superior Court)

This is a lawsuit brought by the County against the Association for Los Angeles Deputy Sheriffs for injunctive relief from strike activity by Deputy Sheriffs. (03-2924)

C-3.

Confer with legal counsel regarding the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9: (03-3188)

Los Angeles Times Communications, LLC and Richard P. McKee v. Los Angeles County Board of Supervisors, Los Angeles Superior Court Case No. BS 075 075

This is a lawsuit alleging violations of the Ralph M. Brown Act (Government Code Section 54950 et seq.). (03-3250)

Closed Session convened at 2:43 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

Closed Session adjourned at 3:05 p.m. Present were Supervisors Gloria Molina, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich, and Yvonne Brathwaite Burke, Chair presiding.

The Board adjourned its meeting following Board Order No. 37 at 3:05 p.m. The next regular meeting of the Board will be Tuesday, December 2, 2003, at 9:30 a.m. (03-3399)

The foregoing is a fair statement of the proceedings of the meeting held November 25, 2003, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer Executive Officer-Clerk of the Board of Supervisors